

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROLAND ADAMS,

Defendant.

CIV. NO. S-06-2337 EJG  
CR. NO. S-02-0560 EJG

ORDER DENYING REQUEST FOR  
CERTIFICATE OF APPEALABILITY

Defendant, a federal prisoner proceeding pro se, has filed a Notice of Appeal from this court's March 5, 2008 order denying his § 2255 motion to vacate, set aside or correct his sentence. He has also filed a request for a certificate of appealability, which certificate must be issued before defendant can appeal the decision. See Fed. R. App. P. 22(b). Such certification may issue "only if [defendant] has made a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2). The court must either issue a certificate of appealability indicating which issues satisfy the required showing or must state the reasons why such a certificate should not issue. Fed. R. App. P. 22(b)(1).

1 For all of the reasons stated in the court's March 5, 2008  
2 order, defendant has not made a substantial showing of the denial  
3 of a constitutional right. Accordingly, the motion for a  
4 certificate of appealability is DENIED.

5 IT IS SO ORDERED.

6 Dated: April 18, 2008

7 /s/ Edward J. Garcia  
8 EDWARD J. GARCIA, JUDGE  
9 UNITED STATES DISTRICT COURT  
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